

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable Thomas A. Harris, Acting Presiding Justice; Honorable Rebecca A. Wiseman, Associate Justice; Honorable Gene M. Gomes, Associate Justice; and Kay Frauenholtz, Clerk/Administrator, by Diana Monopoli, Deputy Clerk.

F042367 People v. De Armon

Cause called and argued by Meredith Watts, Esq., counsel for appellant. Raymond Brosterhous, Deputy Attorney General, counsel for respondent waived oral argument.

Cause ordered submitted.

Court recessed until Friday, April 23, 2004 at 9:30 A.M.

F044731 People v. Farmer

No brief having been filed by appellant after notice duly given under rule 17(a)(1) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F044885 In re Honesty R., a Minor

No brief or request for extension of time having been filed, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F042892 People v. Gonzalez

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F042892 People v. Gonzalez

The order to provide samples pursuant to Penal Code section 296 is stricken. The judgment is affirmed in all other respects.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F045060 In re Bryan K. Richardson on Habeas Corpus

The Department of Corrections is ordered to show cause before the Kern County Superior Court, when the matter is ordered on calendar, why petitioner is not entitled to appropriate relief. The written return shall be served and filed on or before May 10, 2004, by the Attorney General, or on a date set by the superior court which shall supersede the date set by this court.

F044165 In re Jessica M., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F044165 In re Jessica M. et al., a Minor

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F041491 Akins et al. v. Fistolera

The judgment is affirmed. Respondents are awarded their costs on appeal. Gomes, J.

We concur: Dibiaso, Acting P.J.; Dawson, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F042482 People v. Thompson

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F042482 People v. Thompson

The conviction is affirmed. The sentence is hereby modified as to count 5 only as follows: one-third the middle term of two years, doubled to four, or one year and four month, to run consecutive to the sentence imposed on count 1, for a total aggregate term of eight years and four months. The judgment is affirmed in all other respects. The matter is remanded to the trial court with directions to prepare a new abstract of judgment and to provide copies to the appropriate authorities.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F044652 In re Bradley B., a Minor

IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F042335 People v. Roberts

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F042335 People v. Roberts

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]